

[6th November 1965]

District.	Name of Panchayat where elections were stayed by the High Court.	Whether stay o. dsr has since been vacated.
(1)	(2)	(3)
Tiruchirappalli—cont.	104 Vayalur.	Stayed since vacated.
	105 Musiri Town Panchayat.	"
	106 Sundakkai.	"
	107 Vellur.	"
	108 Pappakudi.	"
	109 Padanilai.	"
	110 Melanikuli.	"
	111 Kalarampatti.	"
	112 Veppoor.	"
	113 Thennilai South.	Stay not vacated.
Tirunelveli	114 Idaikkal.	Stay since vacated.
	115 Nainaragaram.	"
	116 Karaichuthupudur.	"
	117 Karaichuthu Nadar Ovari.	"
	118 Kuttam.	"
	119 Sawyerpuram Town Panchayat.	"
	120 Kayathar.	"
	121 Chockampatti.	"
	122 Muthusamapuram.	"
	123 Kattu Idayur.	"

APPENDIX III.

[Vide item VII on pages 417-429 supra.]

DRAFT MADRAS LAND REFORMS (DISPOSAL OF SURPLUS (AND) RULES, 1965.

1. *Short title.*—These rules may be called the Madras Land Reforms (Disposal of Surplus Land) Rules, 1965.

2. *Definitions.*—In these rules, unless the context otherwise requires—

(a) "Act" means the Madras Land Reforms (Fixation of Ceiling on Land) Act, 1961 (Madras Act 58 of 1961).

(b) "District Revenue Officer" means, in the case of Kanyakumari district, the Collector of Kanyakumari, in the case of Coimbatore district, the Joint Collector, Coimbatore.

(c) "Form" means a form appended to these rules;

(d) "Landless agricultural labourer" means a landless person, whose principal means of livelihood is the income he gets as wages for his manual labour on agricultural land.

(e) "Landless person" means a person who does not hold any land either as owner or as possessory mortgagee.

(f) "Section" means a section of the Act.

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3. *Register of surplus land.*—(1) The Authorised Officer shall maintain a register of surplus land in Form A—

(2) As soon as may be after the publication of the notification under sub-section (1) of section 18, the Authorized Officer shall enter the particulars of the surplus land acquired by the Government under that notification and situated within his jurisdiction, in the register.

(3) If the surplus land is situated outside the jurisdiction of the Authorized Officer he shall communicate the particulars of such land to the Authorized Officer in whose jurisdiction such land is situated.

(4) On receipt of the particulars, the Authorized Officer, in whose jurisdiction such land is situated, shall enter the particulars of such land in the register in Form A maintained by him and shall intimate the serial number in the register and the date of entry therein, to the Authorized Officer from whom he received the particulars of such land.

4. *Authorized Officer to invite applications for assignment of surplus land.*—The Authorized Officer shall invite applications for the assignment of surplus land and, for this purpose, shall publish a notice in Form B, in the following manner, namely :—

(i) by affixture in the village chavadi or if there is no village chavadi in some other conspicuous public place in the village or town in which the land referred to in the notice is situated;

(ii) by beat of tom-tom in the said village or town;

(iii) by affixture on the notice boards of the offices of the District Revenue Officer, Revenue Divisional Officer, Authorized Officer and Tahsildar concerned and of the office of the Panchayat Union Council, Panchayat or Municipality, within the jurisdiction of which the land is situated.

5. *Eligibility for assignment of surplus land and the maximum extent to be assigned.*—(1) The following persons and societies shall be eligible for assignment of surplus land and shall be entitled to preference, in the order given below :—

(i) A person who is completely dispossessed of his holding, by virtue of the provisions of the Act.

(ii) A person whose extent of holding is reduced below three standard acres held by him partly as cultivating tenant and partly as owner or wholly as cultivating tenant, by virtue of the provisions of the Act.

(iii) A person who is, or who has been, a member of the Armed Forces.

(iv) A co-operative farming society, the members of which are landless agricultural labourers or landless persons or a combination of both :

Provided that the extent of land assigned to the society, together with the land if any, already held by the society, does not exceed the ceiling area of such society.

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(v) A landless agricultural labourer, who is likely to engage himself in direct cultivation.

(vi) A landless person, who is likely to engage himself in direct cultivation.

(vii) A cultivating tenant, who is holding land which is less than five standard acres in extent.

(2) The total extent of land that may be assigned to any person referred to in clauses (i), (ii), (iii), (v), (vi) and (vii), together with the extent of other land, if any, already held by such person, or if such person is a member of a family by such family shall not exceed five standard acres.

6. *Liability of the assignee to pay value for the surplus land assigned and value for the building and trees thereon, if any.*—

(1) The assignee shall be liable to pay value for the surplus land assigned. The value shall be twelve times the net annual income from the land as determined under paragraph 3 to 5 of Part I of Schedule III to the Act.

(2) The assignee shall also be liable to pay such value for the buildings and trees, if any, on the surplus land assigned, as may be fixed.

(3) The value for the surplus land and for the buildings and trees thereon, if any, shall, at the option of the assignee, be payable in a lump-sum or in twenty equal annual instalments with interest at the rate of five per centum per annum on the outstanding instalments.

7. *Applications for assignment of surplus land to be made to the Authorized Officer.*—Applications for the assignment of surplus land shall be in Form C and shall be presented in person, to the Authorized Officer within whose jurisdiction the land is situated or sent to him by registered post.

8. *Procedure on receipt of applications.*—(1) As soon as may be after the expiry of the time allowed for the presentation of applications for the assignment of surplus land, the Authorized Officer shall prepare a list of all the applications received.

(2) The Authorized Officer shall then publish a notice in Form D in the manner prescribed in rule 4, inviting objections, if any, to the assignment of the land to the applicants, within a period of one month from the date of publication of the notice.

(3) After the expiry of the time allowed for preferring objections, the Authorized Officer shall make, or cause it to be made by an officer of the Revenue Department not lower in rank than Revenue Inspector, such local enquiry or inspection as may be necessary. He shall also give an opportunity to the applicants and to the objectors of being heard.

(4) The Authorized Officer shall then submit a detailed report to the District Revenue Officer of the district in which the land is situated, setting forth the claims of each of the applicants for the assignment of the land and his recommendation in the

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matter, together with the particulars of the value of the land and the value of the buildings and trees thereon, if any, recoverable from the assignee.

(5) On receipt of the Authorized Officer's report, the District Revenue Officer shall consider the respective claims of the applicants and, after hearing the parties and after obtaining such further information as he may consider necessary, pass orders. The orders passed by the District Revenue Officer shall be communicated to all the applicants and objectors and to the Authorized Officer.

(6) On receipt of the orders of the District Revenue Officer assigning a surplus land, the Authorized Officer shall issue to the assignee, a notice in Form E specifying the amount which the assignee has to pay as value of the land and of the buildings and trees thereon, if any, the number of instalments in which he can pay it if he desires to pay it in instalments instead of in lump-sum, the amount of each instalment the date on which each instalment is payable every year and the rate of interest payable on outstanding instalments. The notice shall direct the assignee to remit into the treasury either the full amount payable or, at his option, the first instalment thereof, and to produce the treasury chalan, on a specified date, before the Authorized Officer. After the chalan is produced, the Authorized Officer shall take action to get the deed of assignment in Form F executed by the assignee.

9. *Conditions of assignment.*—The assignment of land shall be subject to the following conditions namely:—

(i) The land assigned shall not be sold or otherwise alienated before the expiry of a period of ten years from the date of assignment or before the payment of the value of the land and buildings and trees thereon in full, whichever is later.

(ii) If the land has been assigned subject to the payment of value of the land and buildings and trees thereon in instalments, (a) the first instalment shall be payable before the execution of the deed of assignment, (b) each subsequent instalment shall be payable before the 31st March of every year, (c) in the event of default in the payment of an instalment, the amount of the instalment shall be recovered as an arrear of land revenue, (d) in the event of default in the payment of two consecutive instalments, the amount already paid shall be liable to be forfeited to the Government and the land shall be liable to be resumed and (e) if, in any year, due to adverse seasonal conditions, the land revenue in respect of the land is remitted or suspended, the recovery of the instalment payable that year and of the instalments payable in subsequent years shall be postponed by one year.

(iii) The land will vest absolutely in the assignee only after the value of the land and the buildings and trees thereon is paid in full.

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(iv) The assignee shall engage himself in the direct cultivation of the land assigned.

(v) The assignee shall pay, on the due dates, the land revenues assessment, cesses and local taxes in force from time to time, in respect of the land assigned, with effect from the year in which the assignment is sanctioned.

(vi) All sums due to the assignor by virtue of the assignment shall be recoverable from the assignee and his properties, movable and immovable, under the provisions of the Madras Revenue Recovery Act, 1864, as if such sums were arrears of land revenue or in such other manner as the assignor may deem fit.

(vii) The assignee shall abide by such other conditions as are usually laid down in the assignment of Government waste lands and as may be specified in the order of assignment.

10. *Appeals*.—(1) Any person aggrieved by the orders of the District Revenue Officer under rule 8 (5) may within sixty days from the date of such order appeal to the Land Commissioner. In computing the period of sixty days, the day on which the order appealed against was pronounced or communicated and the time required for obtaining a copy of that order shall be excluded. On all copies issued shall be entered the date of the order or communication, the date of application for copy, the date on which the copy was ready for delivery and the date on which the appeal time expires. The court-fee payable in respect of an appeal shall be one rupee:

Provided that the Land Commissioner may admit an appeal preferred after the expiry of the period aforesaid if he is satisfied that the party concerned had sufficient reason for not preferring it within the said period.

(2) No appeal shall be admitted unless accompanied by certified copies of the order or orders appealed against.

(3) On receipt of an appeal, the Land Commissioner may, after giving the parties a reasonable opportunity of being heard pass such orders as he deems fit.

(4) The orders in appeal shall be communicated to the parties concerned.

11. *Revision*.—The Land Commissioner may call for and examine the record of the District Revenue Officer in respect of any proceeding under these rules, to satisfy himself as to the regularity of such proceeding or correctness, legality or propriety of any decision or order passed thereon and if, in any case, it appears to the Land Commissioner that any such proceeding decision or order should be modified, annulled, reversed or remitted for reconsideration, he may pass orders accordingly:

Provided that the Land Commissioner shall not pass any order prejudicial to any party, unless he has been given a reasonable opportunity of being heard.

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12. *Cancellation or modification of assignment in certain cases.*—(1) Any assignment under these rules shall be liable to be modified or cancelled by the Land Commissioner or the Government if it is found that it was made under a mistake of fact or owing to misrepresentation or fraud or that there was a material irregularity in the procedure or that the extent assigned, together with other lands if any held by the assignee (other than a co-operative society), was in excess of five standard acres :

Provided that no assignment shall be modified or cancelled under this sub-rule if five years have elapsed after it was made.

(2) In the event of the modification or cancellation of an assignment, the land assigned shall be resumed from the assignee, either in part or in full, as the case may be and on such resumption, the assignee shall not be entitled to compensation for any improvement effected by him on the land. The value of the land, buildings and trees thereon paid by him may at the discretion of the assignor be refunded to him, in part or in full. The assignee shall also be liable for damages, if any, caused by him to the land and the compensation for the damages shall be recovered from him by deduction from the value of the land, buildings and trees thereon paid by him. If the compensation for the damages exceed the value of the land, buildings and trees thereon paid by him, such excess shall be recovered from him as if it were an arrear of land revenue.

(3) No order under this rule shall be passed without affording an opportunity to the assignee of being heard.

13. Nothing in these rules shall be deemed to affect the power of the Government to retain such portion of the surplus land acquired by the Government, as is necessary for the benefit, of the public.

FORM A.

[See rule 3 (1) of the Madras Land Reforms (Disposal of Surplus Land) Rules, 1965.]

Register of surplus land acquired by Government under the Madras Land Reforms (Fixation of Ceiling on Land) Act, 1961 (Madras Act 58 of 1961).

Name of the district:

Name of the taluk:

Number and name of the village :

(1) Serial number.	(2) Date of entry in the register.	(3) Survey number.	(4) Extent.	(5) Classification.	(6) Assessment.	(7) Boundaries.	(8) Date of publication of notification under section 18 (1).
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(9) Details of buildings (kacheha or pucca), masonry walls in use or not in use), tube- wells (in use).	(10) Details of trees (fruit or timber trees or young ones)	(11) How disposed of, with particulars of the person to whom assigned and the number and other details of the papers relating to the disposal of the land.	(12) Value of the land and of the buildings and trees thereon, if any, to be collected from the assignee; how the value was arrived at the manner of collec- tion.	(13) Remarks.
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FORM B.

[See rule 4 of the Madras Land Reforms (Disposal of Surplus Land) Rules, 1965]

Notice inviting applications for assignment of surplus land acquired under the Madras Land Reforms (Fixation of Ceiling on Land) Act, 1961 (Madras Act 58 of 1961).

It is hereby notified that the land specified in the schedule below, which has been acquired by the Government under section 18 (1) of the Madras Land Reforms (Fixation of Ceiling on Land) Act, 1961 (Madras Act 58 of 1961), is available for disposal under section 94 of the said Act and the rules made thereunder. Applications for the assignment of the land will be received by the Authorized Officer till (date). Any person desiring to apply for the assignment of the land may present his application in person or send it by registered post, to the said Authorized Officer on or before the date specified above.

2. The following persons and societies shall be eligible for the assignment of the land and shall be entitled to preference, in the following order :—

(i) A person who is completely dispossessed of his holding, by virtue of the provisions of the Act.

(ii) A person whose extent of holding is reduced below three standard acres held by him partly as cultivating tenant and partly as owner or wholly as cultivating tenant, by virtue of the provisions of the Act.

(iii) A person who is, or who has been, a member of the Armed Forces.

(iv) A co-operative farming society, the members of which are landless agricultural labourers or landless persons or a combination of both :

Provided that the extent of land assigned to the society together with the land, if any, already held by the society does not exceed the ceiling area of such society.

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(v) A landless agricultural labourer, who is likely to engage himself in direct cultivation.

(vi) A landless person, who is likely to engage himself in direct cultivation.

(vii) A cultivating tenant who is holding land which is less than five standard acres in extent.

3. The total extent of land that may be assigned to any person referred to in items (i), (ii), (iii), (v), (vi) and (viii) in paragraph 2, together with the extent of other land, if any, already held by such person, or if such person is a member of a family, by such family, shall not exceed five standard acres.

4. The assignment shall be liable to be modified or cancelled, if it is found that it was made under a mistake of fact or owing to misrepresentation or fraud or that there was an irregularity in the procedure or that it was in excess of the limits prescribed in the Madras Land Reform (Fixation of Ceiling on Land) Act, 1961 (Madras Act 58 of 1961) or the Madras Land Reforms Disposal of Surplus Land) Rules, 1965 :

Provided that no assignment shall be modified or cancelled if five years have elapsed after it was made.

5. In the event of the modification or cancellation of the assignment, as aforesaid, the land assigned shall be resumed from the assignee, either in part or in full, as the case may be and, on such resumption, the assignee shall not be entitled to compensation for any improvement effected by him on the land but the value of the land, buildings and trees thereon paid by him may at the discretion of the assignor be refunded to him in part or in full. The assignee shall also be liable for damages, if any, caused by him to the land and compensation for the damages shall be recovered from him by deduction from the value of the land, buildings and trees thereon paid by him and, if the compensation for the damages exceeds the value of the land, buildings and trees thereon paid by him, such excess shall be recovered from him.

6. All sums found due to the assignor under, or by virtue of, these presents, shall be recovered from the assignee and his properties, movable and immovable, under the provisions of the Madras Revenue Recovery Act, 1864, as if such sums were arrears of land revenue, or in any other manner as the assignor may deem fit.

7. The annual assessment on the land shall be liable to periodical revision at resettlements.

8. The Government reserve the right to levy ground-rent in lieu of assessment, if the land or a portion of it is used for a non-agricultural purpose and such ground-rent shall be liable to revision from time to time in accordance with the rules in force.

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9. The land assigned shall not be sold or otherwise alienated before the expiry of a period of ten years from the date of assignment or before the payment of the value of the land in full, whichever is later.

10. Where the value of the land is payable in instalments, (a) the first instalment shall be payable before the execution of the deed of assignment, (b) each subsequent instalments shall be payable before the 31st March of every year, (c) in the event of default in the payment of two consecutive instalments the amount already paid shall be liable to be forfeited to the Government and the land shall be liable to be resumed and (d) if, in any year, due to adverse seasonal conditions the land revenue in respect of the land is remitted or suspended, the recovery of the instalment payable that year and of the instalments payable in subsequent years shall be postponed by one year.

11. The land will vest absolutely in the assignee only after the value of the land, buildings and trees thereon is paid in full.

12. The assignee shall engage himself in the direct cultivation of the land assigned.

13. The assignee shall pay on the due dates the land revenue assessment, cesses and local taxes in force from time to time in respect of the land assigned, with effect from the year in which the assignment is sanctioned.

14. The assignee shall abide by such other conditions as may be imposed under rule 9.

The Schedule.

Name of the district :

Name of the taluk :

Name and number of the village :

(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)
Survey number.	Extent.	Classification.	Assessment.	Boundaries.	Date of publication of the notification under section 18 (1).	Details of buildings (kachcha or pucca), masonry wells (in use or not in use), tube wells (in use).	Details of trees (fruit, or timber trees or young ones).	Approximate value of land, buildings and trees payable.	Remarks.
A.C.		RS.	P.						

Place :

Date :

Authorized Officer :

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FORM C.

[See rule 7 of the Madras Land Reforms (Disposal of Surplus Land) Rules, 1965.]

Application for assignment of surplus land under section 94 of the Madras Land Reforms (Fixation of Ceiling on Land) Act, 1961 (Madras Act 58 of 1961).

1. Name and address of the applicant.
2. Particulars of the land applied for.

District.	Taluk.	Village.	Survey number.	Extent.	Classification.	Assessment.	Boundaries.
(a)	(b)	(c)	(d)	(e)	(f)	(g)	(h)
				ACS.		RS. P.	

3. Particulars of the land, if any, already held by the applicant and the other members of his family.

District.	Taluk.	Village.	Survey number.	Extent.	Classification.	Assessment.	Boundaries.	Nature of applicant's interest in the land.
(a)	(b)	(c)	(d)	(e)	(f)	(g)	(h)	(i)
				ACS.		RS. P.		

4. Whether the applicant is completely dispossessed of his holding by virtue of the provisions of the Act.

5. Whether the extent of the applicant's holding is reduced below three standard acres held by him partly as cultivating tenant and partly as owner or wholly as cultivating tenant, by virtue of the provisions of the Act.

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6. Whether the applicant is, or has been, a member of the Armed Forces.

7. Whether the applicant is a co-operative farming society, the members of which are landless agricultural labourers or landless persons or a combination of both. If so give full particulars of the members and of the lands held by them.

8. Whether the applicant is a landless agricultural labourer likely to engage himself in direct cultivation.

9. Whether the applicant is a landless person likely to engage himself in direct cultivation.

10. Whether the applicant is a cultivating tenant who is holding land which is less than five standard acres in extent.

11. Other particulars.

Signature of the applicant.



Declaration.

I hereby declare that the particulars furnished in the application are, to the best of my knowledge and belief, true and correct.

Signature of the applicant.

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FORM D.

[See rule 8 (2) of the Madras Land Reforms (Disposal of Surplus Land) Rules, 1965.]

Notice inviting objections to the proposal for the assignment of surplus land under the Madras Land Reforms (Fixation of Ceiling on Land) Act, 1961 (Madras Act 58 of 1961.)

The following list of applications for the assignment of surplus land under section 94 of the Madras Land Reforms (Fixation of Ceiling on Land) Act, 1961 (Madras Act 58 of 1961) is hereby published for general information.

2. Objections, if any, to the assignment of the land to the applicants, may be filed before the Authorized Officer.

on or before

(date).

List of Applications.

Serial number.	Name and address of the applicant.	District.	Taluk.	Village.	Survey number.	Extent.	Classification.	Assessment.	Boundaries.	Remarks.
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)
						ACS.		RS. P.		

Place :

Date :

Authorized Officer.

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FORM E.

[See rule 8 (6) of the Madras Land Reforms (Disposal of Surplus Land) Rules, 1965.]

Notice to the assignee of surplus land under the Madras Land Reforms (Fixation of Ceiling on Land) Act, 1961 (Madras Act 58 of 1961).

With reference to his application, dated _____ for assign-
ment of surplus land, Sri _____ is informed that it
is proposed to assign to him the land, the details of which are
given below :—

Name of the district.

Name of the taluk.

Number and name of the village.

(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
Survey number.	Extent.	Classification.	Assessment.	Boundaries.	Date of publication of the notification under section 18 (1).	Details of buildings (kachcha or pucca), masonry wells (in use or not in use), tube wells in use.	Details of trees (fruit or timber trees or young ones).	Value of the land and of the buildings and trees thereon, if any to be collected from the assignee how the value was arrived at.
	ACS.		RS. P.					

The value of the land and of the buildings and trees thereon amounting to Rs. _____ (in figures and words), is payable either in lumpsum or in twenty equal annual instalments of Rs. _____ (in figures and words) each before the 31st March every year. Where the value is paid in instalments, the amount outstanding after the payment of each instalment will bear interest at five per cent per annum.

Accordingly, Sri _____ is hereby directed to remit _____ into the treasury at _____ either the entire value or, at his option, the first instalment thereof and to produce the treasury chalan before the Authorised Officer, _____ on (date) _____ at (time) in _____ (place).

Sri _____ is hereby informed that he will be required to execute a deed of assignment in Form F on the above date.

Station :

Date :

Signature and designation of the
Authorized Officer.

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FORM F.

[See rule 8 (6) of the Madras Land Reforms (Disposal of Surplus Land) Rules, 1965.]

Deed of assignment of surplus land under section 94 of the Madras Land Reforms (Fixation of Ceiling on Land) Act, 1961 (Madras Act 58 of 1961).

This deed of assignment, made on the _____ day of _____ in the year one thousand nine hundred and _____, between the Governor of Madras (hereinafter referred to as the assignor') of the one part and Sri _____ (here enter name, age, address, etc.) (hereinafter referred to as 'the assignee') of the other part;

Whereas the assignee has applied for the assignment, and the assignor has sanctioned the assignment in favour of the assignee, of the lands mentioned and described in the Schedule hereunder written;

Now these presents witness and it is hereby mutually agreed as follows :—

In consideration of the sum of Rs. _____ (here enter the amount in figures and words) being the value of the said lands and of the buildings and trees thereon, remitted into the treasury by the assignee.

or

In consideration of the sum of Rs. _____ (here enter the amount in figures and words) being the first instalments of the value of the said lands and of the buildings and trees thereon remitted into the treasury by the assignee and of the payments to be made under clause 2 below, the assignor doth hereby demise unto the assignee, by way of assignment, all the lands mentioned and described in the Schedule hereunder written, to hold the same permanently and for ever.

2. The assignee shall pay the balance of the value of the said land and of the buildings and trees thereon in _____ equal annual instalments, each instalment amounting to Rs. _____ (here enter the amount in figures and words) together with interest at five per centum per annum on the amount outstanding. The payments shall be made into the treasury to the credit of the State Government, on or before the 31st day of March every year, during the next _____ years, commencing with the year 196 _____.

3. This deed of assignment shall be subject to the conditions specified in the Appendix.

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The Schedule.

Name of the district.

Name of the taluk.

Number and name of the village.

Survey number.	Extent.	Classification.	Assessment.	Boundaries.	Date of publication of the notification under section 18 (1).	Details of buildings (kachcha or pucca), masonry wells (in use or not in use), tube wells (in use).	Details of trees (fruit or timber trees or young ones).
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
ACS.			RS. P.				

In witness whereof Sri _____ the Authorized Officer, acting for and on behalf of, and by order and under the direction of the Governor of Madras and Sri _____ the assignee, have hereunto set their hands the day and year first above written.

Signed, sealed and delivered by the abovenamed Sri _____ Authorized Officer, _____ (the assignor)

In the presence of (witnesses)—

(1)

(2)

Signed by the abovenamed Sri _____

(the assignee)

In the presence of (witnesses)—

(1)

(2)

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Appendix (conditions)

1. The assignment shall be liable to be modified or cancelled, if it is found that it was made under a mistake of fact or owing to misrepresentation or fraud or that there was an irregularity in the procedure. The assignment shall also be modified or cancelled, if it is shown that the extent assigned to the assignee is in excess of the limits prescribed in the Madras Land Reforms (Fixation of Ceiling on Land) Act, 1961 (Madras Act 58 of 1961) or the Madras Land Reforms (Disposal of Surplus Land) Rules, 1965.

Provided that no assignment shall be modified or cancelled if five years have elapsed after it was made.

2. In the event of the modification or cancellation of the assignment, as aforesaid, the land assigned shall be resumed from the assignee, in part or in full, as the case may be and, on such resumption, the assignee shall not be entitled to any compensation for any improvement effected by him on the land, but the value of the land, buildings and trees thereon paid by him may, at the discretion of the assignor, be refunded to him, in part or in full. The assignee shall also be liable for the damages, if any, caused by him to the land, and compensation for the damages shall be recovered from the assignee, by deduction from the value of the land, buildings and trees thereon paid by him and if, compensation for the damages exceeds the value of the land, buildings and trees thereon paid by him such excess shall be recovered from him.

3. All sums found due to the assignor under, or by virtue of, these presents, shall be recovered from the assignee and his properties, movable and immovable, under the provisions of the Madras Revenue Recovery Act, 1864 as if such sums were arrears of land revenue, or in any other manner as the assignor may deem fit.

4. The annual assessment on the land shall be liable to periodical revision at resettlements.

5. The Government reserve the right to levy ground rent, in lieu of assessment, if the land or a portion thereof is used for a non-agricultural purpose and such ground rent shall be liable to revision, from time to time in accordance with the rules in force.

6. The land assigned shall not be sold or otherwise alienated, before the expiry of a period of ten years from the date of assignment or before the payment of the value of the land and buildings and trees thereon in full, whichever is later.

7. Where the value of the land and buildings and trees thereon is payable in instalments—

(a) the first instalment shall be payable before the execution of the deed of assignment,

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(b) each subsequent instalment shall be payable before the 31st March of every year and

(c) in the event of default in the payment of an instalment, the amount of the instalment shall be recovered as an arrear of land revenue.

(d) in the event of default in the payment of two consecutive instalments, the amount already paid shall be liable to be forfeited to the Government and the land shall be liable to be resumed, and

(e) if in any year, due to adverse seasonal conditions the land revenue in respect of the land is remitted or suspended, the recovery of the instalment payable that year and of the instalments payable in subsequent years shall be postponed by one year.

8. The land will vest absolutely in the assignee only after the value of the land, buildings and trees thereon is paid in full.

9. The assignee shall engage himself in the direct cultivation of the land assigned.

10. The assignee shall pay, on the due dates, the land revenue assesment, cesses and local taxes, in force from time to time, in respect of the land assigned with effect from the year in which the assignment is sanctioned.

11. The assignee shall abide by such other conditions as may be imposed under rule 9.

வாய்மையே வெல்லும்
TRUTH ALONE TRIUMPHS